

Fire Safety Code Board

Of Appeal and Review

Hearing Minutes November 23 2010

The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, November 23, 2010 at 1:00 P.M. Present were Vice Chairman Newbrook and Commissioners Walker, Richard, Dias and Pearson. Chairman Coutu and Commissioners Filippi, Jasparro, Jackson, Preiss and Blackburn were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella.

The following cases were heard.

APPEAL #100201: Mr. Marco Capaldi, for the property located at 474 Woodward Road in North Providence. ADSFM Gregory Unsworth appeared for the North Providence Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Walker, to grant the Applicant the following relief. The Applicant is granted a time variance of thirty (30) days in which to install portable fire extinguishers as directed by the fire Marshal. The Applicant is granted a time variance of thirty (30) days in which to present a plan of action for the correction of all other outstanding deficiencies in this facility and an additional 150 days in which to implement that plan of action. The North Providence Fire Marshal's Office is

authorized to extend either or both of the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100225: Mr. Ralph Della Rosa, for the property located at 99 Hicks Street in East Providence. ADSFM Oscar Elmasian appeared for the East Providence Fire Marshal's Office. Commissioner Walker recused himself from consideration of this case. Commissioner Dias made a motion, seconded by Commissioner Pearson, to grant the Applicant time to upgrade the fire alarm system and to install a partial sprinkler system. The motion was unanimous.

APPEAL #100260: The Jan Companies, for the property located at 1145 Tiogue Avenue in Coventry. ADSFM David Godin appeared for the Central Coventry Fire District Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Walker, to grant the Applicant a time variance of thirty (30) days to correct any outstanding deficiencies within this facility. The Central Coventry Fire District Fire Marshal's Office is granted the authority to extend the above deadline for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100266: Mr. Christopher Ducharme, for the property located at 2615 Warwick Avenue in Warwick. ADSFM Matthew O'Donnell appeared for the Warwick Fire Marshal's Office. The

Applicant testified that, with the exception of item #4, all deficiencies would be corrected. Commissioner Dias made a motion, seconded by Commissioner Richard, to direct the Applicant to return to the Board on January 25, 2010 with a plan of action for the correction of item #4, windows for rescue, or with an alternative plan for means of compliance. The motion was unanimous.

APPEAL #100268: Mr. Terrance Judge, for the property located at 734 Park Avenue, Cranston. ADSFM Glenn Bathgate appeared for the Cranston Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Pearson, to grant the Applicant a time variance of thirty (30) days in which to present the Cranston Fire Marshal's Office with a plan of action for the correction of all outstanding deficiencies in this facility, and an additional 150 days in which to implement that plan. The Cranston Fire Marshal's Office is authorized to extend either or both of the above deadlines for good faith efforts being shown by the Applicant. The Applicant is directed that the unoccupied units shall remain unoccupied until a fire alarm system is installed in this facility. The motion was unanimous.

APPEAL #100262: Mr. Edgar Almeida, for the property located at 928-930 Manton Avenue, Providence. ADSFM Kreizinger appeared for the Providence Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Walker, to grant the Applicant a time variance of thirty (30) days in which to present a plan of action for the correction of all outstanding deficiencies to the Providence

Fire Marshal's Office and an additional 150 days in which to implement that plan of action. The Providence Fire Marshal's Office may extend the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100267: Mr. Jeffrey Brusini, for the property located at 1246 Chalkstone Avenue in Providence. DSFM Robert Couture appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Dias, to approve the Applicant's request for variance, there being no objection from the State Fire Marshal's Office, based on the current enrollment cap at 40 students. The motion was unanimous.

APPEAL #100264: Mr. Glenn Sugawara, for the property located at 200 Turner Road in Middletown. DSFM Paul Manning appeared for the State Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of thirty (30) days from the date of this decision in which to present a plan of action to the State Fire Marshal's Office for the correction of any outstanding deficiencies in this facility, and an additional 150 days in which to implement that plan of action. The State Fire Marshal's Office is granted the authority to extend either or both of the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100279: Gardner's Wharf Holding, Inc., for the property

located at 170 Main Street in North Kingstown. ADSFM Gordon Walsh appeared for the North Kingstown Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Walker, to grant the Applicant a time variance of 120 days from the date of the decision in which to correct all outstanding deficiencies in this facility. The North Kingstown Fire Marshal's Office is granted the authority to extend the above time for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100270: Quonset Aviation, for the property located at 210 Airport Street in North Kingstown. DSFM David Cionfolo appeared for the State Fire Marshal's Office and ADSFM Gordon Walsh appeared for the North Kingstown Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Richard, to grant the Applicant a variance in order not to be required to install a fire alarm system in this facility, based on the fact that there is no electricity or heat in the building. The motion was unanimous.

Respectfully submitted
Carol Marsella